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Attorney's Docket 021123-0280248  
Client Reference: 000091BT

**FEB 01 2005**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT APPLICATION of:  
STEPHAN BERENS ET AL.

Confirmation No: 3782

Application No.: 09/852,053

Group Art Unit: 1652

Filed: May 10, 2001

Examiner: Christian FRONDA

Title: CORYNEBACTERIUM GLUTAMICUM STRAIN WITH ENHANCED  
SECRETION ACTIVITY

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATION OF FACSIMILE TRANSMISSION  
UNDER 37 C.F.R. §1.8**

I hereby certify that the following papers, consisting of 8 pages  
including this cover sheet, are being facsimile transmitted to the Patent and  
Trademark Office at (703) 872-9306 on the date shown below:

Amendment/Response Transmittal  
Amendment and Response Pursuant to 37 CFR 1.116

PILLSBURY WINTHROP LLP



THOMAS A. CAWLEY, JR., PH.D.  
Reg. No. 40944

Date: February 1, 2005  
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(Certification of Facsimile Transmission—page 1)30508383v1

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For: CORYNEBACTERIUM GLUTAMICUM STRAIN WITH ENHANCED SECRETION ACTIVITY

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT/RESPONSE TRANSMITTAL

Transmitted herewith is an amendment/response for this application.

FEES

The fee for claims and extension of time (37 C.F.R. 1.16 and 1.17) has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE
TOTAL	25	- 65	= 0	X \$ 50.00	= \$ 0.00
INDEP.	4	- 4	= 0	X \$ 200.00	= \$ 0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 360.00	= \$ 0.00
TOTAL ADDITIONAL CLAIM FEE					\$ 0.00
GRAND TOTAL					\$ 0.00

FEE PAYMENT

Authorization is hereby made to charge the amount of \$0.00 to Deposit Account No. 033975. Charge any additional fees required by this paper or credit any overpayment in the manner authorized above. A duplicate of this paper is attached.

Date: February 1, 2005  
PILLSBURY WINTHROP LLP  
P.O. Box 10500  
McLean, VA 22102  
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THOMAS A. CAWLEY, JR., PH.D.  
Reg. No. 40944

Reply Under 37 C.F.R. §1.116  
Expedited Procedure  
Group Art Unit 1652

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT APPLICATION OF

Berens *et al.*

Appln. No.: 09/852,053

Filed: May 10, 2001

Title: *Corynebacterium glutamicum* Strain with Enhanced Secretion Activity

Confirmation No.: 3782

Group Art Unit: 1652

Examiner: C. Fronda

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February 1, 2005

**AMENDMENT AND RESPONSE PURSUANT TO 37 C.F.R. §1.116**

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Alexandria, VA 22313-1450

Sir:

This is in response to the official [final] action dated December 1, 2004, wherein the pending claims were rejected pursuant to 35 U.S.C. §112, first paragraph. The applicants respectfully traverse in view of the following amendments and remarks.